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11 **VIDRIALES**

12 **UNITED STATES DISTRICT COURT**
13 **CENTRAL DISTRICT OF CALIFORNIA**

14 **UNITED STATES OF AMERICA,**

15 **Plaintiff,**

16 **vs.**

17 **MIGUEL ALEJANDRO SANTANA VIDRIALES,**

18 **Defendant.**

) **CASE NO.: CR12-00092(B)-VAP**
)
) **DEFENDANT'S**
) **SUPPLEMENTAL SUBMISSION**
) **OF LETTERS IN SUPPORT OF**
) **SENTENCING POSITION**

) **Date: 3/16/15**
) **Time: 9:00 a.m.**
) **Ctrm: 2**

19 **HON. VIRGINIA A. PHILLIPS**

20 Defendant MIGUEL ALEJANDRO SANTANA VIDRIALES hereby submits the
21 attached letters in support of his sentencing position.

22 **////**

23 **////**

I have known Miguel for many years now. He was first introduced to me by my son, and as the years went by I saw him grow into a young man. He came over to my house more often and I began to see him as one of my own. Over the years of seeing Miguel and my son hangout they were more than just friends I seen how much they actually cared for each other.

When Miguel would come to the house whether it was to hangout or stay the night, I always made sure that when he was with us I treated him like if he was my own. Even introducing him to other family members I would say as a joke that he was mine as well. The respect he had for me was beyond great he would always say hello or say thank you when needed and never asked for anything when we would go out to eat with the family, I can remember his little smile or him being shy when it came to him wanting something or just being shy in general. I always told him he has no reason to be shy family doesn't act like that. I can tell that my son always seen him as the brother he never had, me and his mother Rosa would always talk about how close they were and what they would do without each other. We never talked daily but when we did talk it seemed so perfect we always got along and the same way I would look out for Miguel when he was with us she would do the same when my son was over their house. Miguel was more to me than just one of my son's friends he was like a son to me and I will always see him as one of my own.

I don't really know how to explain much but Miguel Santana means no harm to anyone and will never hurt anyone. Miguel never had a bad day he would always smile even if he knew something was wrong; he gave everyone more than enough respect and showed people how he really was. The way he carried himself and the respect he had for my family and others as I seen, is more than I can ask for in a friend. No matter what the outcome is I will always love him and his family. I know he's doing well and keeping his head up as he always should, I hope he knows he has a second family waiting for him and praying for him every day. Love you mijo.

Sincerely,

Norma Magallanes

Please don't hesitate to contact me of any regards. (909)210-5290, thanks again.

2.13.15
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To whom it may concern.

I Esther Cardenas is writting this letter on behalf of Alejandro Miguel Santana Vidriales. I have known my kne few since he was born. Since he was a young child he was easy going, sociable, and calm perhaps a little shy. Every time I visit his home in Los Angeles he was always offering helpfull and caring. My sister Teresa Santana raise him since he was born untill he turn 4 yrs old. He was raised by teresa on a loving and caring environment together with with Alejandro Miguel grandparents and auncles. Teresa treated him like another son were she took care of all his needs such as food, toys, clothing and most important a loving caring motherly support. Unfortunately when his mom re married with Bernardino Miguels step dad, and Bernardino pressure Rosa to bring Miguel Alejandro from his away from grandma with whom he had great attachment and security support. Miguel Alejandro at that moment was taken away from the parents he known causing him emotional attachment and sadness. When Miguel Alejandro was brought to his new home with mom and step dad Bernardino change towards Miguel Alejandro and started mistreating him emotionally. For example, Miguel Alejandro was used to sleeping with grandma teresa since he was born and now he wanted to sleep with his mom Rosa. Bernardino would take him out of the room whip Miguel Alejandro would cry because he was afraid and he started being afraid of Bernardino his step dad. Specially when he would scream at his mom and Miguel Alejandro who was only 4 yrs old.

My Kneese Rosa was not working at that time and Miguel Alejandro Biological parent was not on the picture. Bernardino continue pressuring Rosa and he did not wanted to spend any money on Miguel Alejandro's clothing, ~~toys~~, food and support so Bernardino Pressure Rosa to ask for clothing ~~& food~~ support from grand parents because his step dad refused to support him. During this time Alejandro started being mistreated by his step dad Bernardino. My Kneese was suffering emotionally continue being a quite polite child with me and my family every time he saw us.

Miguel Alejandro's situation became worst when his sister Kimberly was born ~~beac~~ and his brother Bernardino Jr. was born. Now his brother and sister were having more priviledges and not him Bernardino was yelling at my Kneese and always putting him down. For example Bernardino will allow his children to sleep with them on room if they were afraid and Miguel Alejandro had to sleep by him self. scared then Rosa had to go and sleep with her son.

Bernardino would buy toys to his children and not to Miguel Angel. I Remember that on one occasion Bernardino went to McDonalds and bought his children (Kimberly ~~Bernardino~~) burgers and he ask for burgers and he responded to Miguel Alejandro do you have money he responded no so he did not bought him burgers. When my sister Teresa (grandma) and grandpa found out on

occasions they would give him money to buy things. Miguel Alejandro's infancy was hard because when he played with his sister and brother toys Bernardino would yell at him with bad language and Miguel Alejandro was always afraid and sad. Rosa and Alejandro suffer a lot from Bernardino's abuse for Rosa emotional and physical abuse for Alejandro emotional abuse for what I know and I don't know if there was physical abuse on his young early days. I do know that his emotional trauma was great and even though his grandma tried visiting him and supporting him from Mexico it was not enough. Then likely for Miguel Alejandro his mom divorced Bernardino when the abuse became out of hand. Rosa had another male figure as her boyfriend his name was Carlos Bernal ~~around~~ ^{before} 2000. This new step dad was very good with Miguel Alejandro he would take them to the park and places to have fun, and he would buy him toys, clothing and food for the whole family. Miguel Alejandro was happy for a couple yrs with a loving and caring step dad. This new step dad was a good role model at least there was a better home environment at home. Unfortunately Rosa and Carlos Bernal became apart from each other I don't know the reason and separated each other. Again Miguel was being separated from a loving caring male figure just like when he was young or 4 yrs old. Miguel Alejandro was now and feeling sad and his attachment frustrated by this separation.

Rosa started working and became a single parent and one day she met Carlos Guerrero Miguel Alejandro's new dad at this time he was around 12 yrs old. His new step dad was very strict with him and sister and brother. With his new step father it was difficult to get along. What I know is that Carlos Guerrero work only a little here and there while Rosa was a ~~single~~ more financial support for her family. With his new step dad was difficult that I know was because he was hard with all of them. for example: if Alejandro Miguel was hungry he will go and eat and Carlos will tell Miguel Alejandro if you brought food and work you can eat then Miguel Alejandro felted bad and did not eat at all. Another example would be one time when Miguel Alejandro had to work early on the mornings and one of his previous step dads give him an old truck to commute to work and Carlos Guerrero refused to support him by helping him fix the truck for work and did not allow his mom Rosa to give him a ride to work. For what I know Carlos Guerrero refused to help him because the truck was given to Miguel Alejandro by a previous step dad. Miguel Alejandro on his teen age yrs was always trying to work on restaurants to support him self but emotionally he was suffering by not being supported. he was called lazy by his stepdad and then when he needed help he was not helped. Emotionally my knowew was traumatised and with all that →

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Miguel Angel continue being quiet, shy and easy going. I never saw him being aggressive. He kept all his pain inside and tried to survive. I know that my know at his teenage yrs he also got along at school with his peers and all his teachers love him because he was obedient and likes studying. Miguel Angel wanted to be an Artist and does beautiful drawings, and I hope one day he gains a degree on Art. I hope one day he gets a chance and he uses his creativity and experience to help others and that what ever emotional abuse he suffer turns around and that he studies and that became successful in our society as well as become a helpful ~~person~~ person in our community. His Aunt Esther Cardenas who loves him and wishes the best for him and others.

Sincerely Yours:

Esther Cardenas

Esther V Cardenas
2-13-15

I am writing this letter about my nephew Miguel Alejandro Santana Vidriales. I know that my Sister Teresa his grandma raised him since he was born until he turn 4yrs old. She always was being worrying about making sure he ate and cleaned. She loved him like her own son. Grandpa was always also supporting him at his young age. his mom Rosa was not able to take care of him since she was working far away from home. Miguel Alejandro was very attach and loved his grandma Teresa my sister who was and is a good role model to him and us her younger siblings. I know it was hard for Miguel Alejandro Santana and my sister Teresa when Rosa Santana his mom married Bernardino and when pressure Rosa to bring him to US for what reason I do not know and that became a right move for Miguel Alejandro and Rosa. As soon as he was here living with his mom Rosa Bernardino his step dad changed and was abusive emotionally with Miguel and his mom Rosa. My nephew was always to when ever we saw him quiet, shy, and smile occasionally. If I needed help he will offer assistance and carry items for us. Even so he was an emotional traumatic child he keep being polite to us and his teacher and friends. During the time Bernardino was married with Rosa at any chance he got he would scream with bad language to Miguel Alejandro Santana. Miguel Alejandro

was constantly push away by his step dad Bernardino specially when he always favoritised his own children Miguel's Sister & Bernardino Jr. His brother and sister had nice toys, clothing food from There dad and to Miguel Alejandro Bernardino did not buy him anything. His Mom Rosa and grandma Teresa tried providing for him but the infance of Miguel Alejandro was not easy after 4 yrs of age on hands of his stepdad Bernardino.

Bernardino was abusive to my knosse Rosa and he used verbal emotional abuse to his step son Miguel Alejandro Santana.

He will constantly hear arguments between mom and step dad Bernardino. Bernardino force Rosa physically and the children would hear the screams and cry's of their mom Rosa. After alot of Abuse Rosa Finally divorced Bernardino and it became better emotionally. She meet a good new boyfriend called Carlos Bernal who became a good Role model for the children he would take the children Miguel and his brother places to eat and have fun.

Miguel Alejandro was happy as well as his family but the happiness did not last. Miguel Mom separated from Carlos Bernal and re married Carlos Guerrero. Itgain Miguel had to adjust to another male on the family. With this new step dad who was very strickt with him and just lost some stepdad he was attach did not help his allready emotional infency.

P3.

Miguel Alejandro Santana had to adjust to Carlos Guerrero once again. He occasionally hear arguments between him and his mom. The new step dad was jealous and controlling with his mom Rosa. With him and his brother was hard and did not get along with the children. During his young and teen age yrs at school all his teachers and friends love him and he was never a trouble maker. He did not look for fights and was a scribble loving boy. He always wanted to pursue continue studying he is a good Drawing and in art. I hope his life turns around and gets a second chance in life. Thank His aunt.

Maria M Vidrially
Maria M Vidrially

2.13.15

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I Nicolas Vidriales Quinonez am writing this letter to express what I know about my know Miguel Alejandro Santana Vidriales. My know was raised by my sister Teresa Santana Vidriales since he was born until he was around 4 yrs of age. My sister love him very much and she was always cooking his best food and she love taking care of Miguel Alejandro. Both grandparents specially Teresa would buy him clothing and toys just like a son. One day his mom Rosa Santana married Bernardino when Miguel Alejandro was around 4 yrs old and Bernardino for some reason pressure Miguel mom to bring him to U.S for some reason that I don't know what I do know is that Miguel Alejandro was very attached to grandma and this separation at his young age was hard on him. Now he was at a new home with a step ~~parent~~ dad that was constantly yelling at the child and wife. I remember that he was very attach to Teresa and he sleep with grandma when she was scared. When he was here at U.S with mom he was afraid at a new place and he wanted to sleep with his mom Rosa. Bernardino would force him out by yelling at him and also stress Rosa who would go to her son and sleep with him some times of course this caused confrontation with Bernardino and this situation caused Miguel Alejandro an emotional damage that make him feel unwanted. Rosa and my Sister Teresa tried to buy most of his clothing and food and toys.

For what I know Miguel Alejandro Infancy became emotionally even worst when his sister, and brother were born his step dad Bernardino constantly push him away and yelled at Miguel Alejandro. During this time he suffered a lot emotionally because he was young and did not understand why his step dad only buy toys and food to his own children and not him. On some occasions if Miguel Alejandro played with the brother and sister toys Bernardino will scream yelling bad language and hurtful words to Miguel Alejandro. One of the examples that comes to my mind is when Miguel Alejandro went to buy Burger at McDonalds and Bernardino Alejandro ask for a Burger to Bernardino and he refused to buy Miguel a burger he ask him do you have money he did not have money so he step dad did not bought him the food. He was never treated equally by his step dad. Miguel Alejandro had a hard infancy of he suffer from being separated from grandma at 4 yrs old and ended on an emotional unstable environment were his step dad was abusive to his mom emotionally and probably fisically. I remember that Bernardino was abusive and Miguel Alejandro had to hear together with his brother and sister how Bernardino force Rosa to go to room by force and yelling to my ~~kn~~ Rosa. I personally know that this affected Miguel Alejandro.

Finally after all the abuse Bernardino and Rosa separated and Miguel Alejandro had a breathing time. Rosa meet Carlos Bernal who she dated and lived with Rosa. This step dad was a good role model and he would take Miguel Alejandro places like parks and stores. He would buy Miguel Alejandro toys and was helpful to the family. Unfortunately one day after all that happiness Rosa and Carlos Bernal separated and it was hard for Miguel Alejandro at his young age once again losing some one he was attached and emotionally it hurt he was hurt and sad. Miguel Alejandro was still quite friendly, and shy he kept all his pain inside and I never saw him being rude, or aggressive even so he had all this problems. Then Rosa meet Carlos Guerrero Miguel Angel now step dad and Rosa started this new relationship and started living with Carlos Guerrero. Carlos Guerrero is a strict person with Miguel Alejandro and sister and brother. All the children did not get along with Carlos Guerrero. Miguel Alejandro's mom will work and financially support her children and Carlos work only some times but did not support the children. Miguel Alejandro to the best of my knowledge suffer emotionally his teenage years with another step dad that was very strict. What comes to my mind is when he wanted to eat and

Carlos Gerra told them constantly that if they work or brought food they can eat. Miguel Alejandro would feel bad and went to his room without eating constantly. I hear that he constantly called Miguel Alejandro lazy and to go to work. My knofew always tried to work on restaurants some time.

One time he started work very early and depended of moms rides early on morning. Miguel Alejandro did not wanted to lose his job. Rosa was pressure by her new husband about not to give her son a ride to work. Miguel ask for help and one of ROSAS previous husband give Miguel Alejandro an old truck for transportation. Carlos Gerra now husband refused to help him fix the truck so that Alejandro can go to work. This forced Miguel Alejandro could go to work he did not have money, transportation, and support from his family to continue working. With all this he keep being polite, quiet, and shy and I never saw him fighting or rude to anyone.

He wanted to succeed and was being block by obstacle. He wanted not to be called lazy, yest he did not received help to work and study. He wanted to be an Art Major. My knofew is good in drawing.

I do wish he gets a new fresh start to succeed and become a good member of our society with a good → s

Pages

Support on Education by using the help available from Education department. I wish for Miguel Alejandro to feel that there is a way out of the emotional trauma tunnel he suffer. That we care about him that there are people and members of or community that care and care about others. I hope that he gets a second chance on life to make new choices the right choices. Miguel Alejandro is a good caring young boy that I hope turns around and uses his bad experiences into good skills and starts helping the community. Sincerely Yours:

Nicolas Vidrialy
Guinone s.
Nicolas Vidriales Q
02-13-15

PROOF OF SERVICE

STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

I am employed in the County of Riverside, State of California. I am over the age of 18 years and not a party to the within action; my business address is 125 Business Center Drive #C, Corona, CA 91720.

On 2/25/15, I served [] the original [X] a true copy of the following document(s) described as **DEFENDANT'S SUPPLEMENTAL SUBMISSION OF LETTERS IN SUPPORT OF SENTENCING POSITION** on the interested parties in this action as follows:

LORI PASCOVER, U.S. Probation Officer, 312 No. Spring St. #600,
Los Angeles, CA 90012; lori_pascover@cacp.uscourts.gov

☐ BY MAIL - I caused such envelope(s) with postage thereon fully prepaid, to be deposited in the U.S. Mail at Corona, California, to the below mentioned addressee(s).

☒ BY MAIL - I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, this document will be deposited with the U.S. Postal Service on this date with postage thereon fully pre-paid at Corona, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ BY PERSONAL SERVICE - I caused such envelope(s) to be delivered by hand to the below mentioned addressee(s).

☒ BY EMAIL to the Email address above

☐ BY TELECOPIER - I caused such document(s) to be transmitted to the telephone numbers indicated above on _____.

☐ (STATE) **I DECLARE UNDER PENALTY OF PERJURY** under the laws of the State of California that the foregoing is true and correct. .

☒ (FEDERAL) **I DECLARE UNDER PENALTY OF PERJURY** under the laws of the United States of America that the I am employed in the office of a member of the bar of this Court at whose direction the service was made.

EXECUTED on 2/25/15, at Corona, California.

_____/s/
R.E. SCOTT